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By

  
Laura Custer

Date

11/22/04

#10



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Patent No.:** 6,433,780

**Issued:** August 13, 2002

**Inventor(s):** Gary B. GORDON et al

**Group Art Unit:** 2675

**Serial No.;** 09/753,805

**Examiner:** Steven Saras

**Filed:** January 2, 2001

**Title:** SEEING EYE MOUSE FOR A COMPUTER SYSTEM

**Attorney Docket No.:** 10980359-06

RECEIVED

NOV 30 2004

OFFICE OF PETITIONS

**PETITION UNDER 37 C.F.R. § 1.78(a)(3)  
TO ACCEPT UNINTENTIONALLY DELAYED CLAIM  
UNDER 35 U.S.C 120  
IN SUPPORT OF A REQUEST FOR CERTIFICATE OF CORRECTION  
UNDER 37 C.F.R. § 1.323**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Agilent Technologies, assignee of the entire interest in the above-identified patent, respectfully request a Certificate of Correction to be issued in accordance with 37 CFR 1.322.

The undersigned represents Agilent Technologies, Inc., the assignee of U. S. patents 5,786,804 (the "'804 patent"), 6,281,882 (the "'882 patent") and 6,433,780 (the "'780 patent"). The assignment(s) to Agilent Technologies, Inc. are recorded for the '804 patent at 012143/0895 and 015232/0278; for the '882 patent at 012143/0895 and for the '780 patent at 012143/0895.

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01 FC:1454 1370.00 DA  
02 FC:1811 100.00 DA

This petition accompanies a request for a Certificate of Correction to correct a mistake made in U. S. patent application serial number 09/753,805 (the "'805 application"), which issued as the '780 patent, of failing to properly claim priority under 35 U.S.C. 120 as a continuation of a continuation-in-part application of the '804 patent. A similar request for a Certificate of Correction is being filed on even date herewith to correct a mistake made in U. S. patent application 09/052,046 (the "'046 application") which issued as the '882 patent.

The references to the prior-filed application required by 37 C.F.R. § 1.78(a)(3) are included in the request for a Certificate of Correction for the '780 patent.

The entire delay between the date the claim was due under 37 C.F.R. § 1.78(a)(2)(ii), and the date of filing of the request for Certificate of Correction to perfect the claim in the '780 patent, was unintentional. It was the practice of the applicant at the time of filing the '805 application to make all such claims of priority under 35 U.S.C. 120 and no other reason for the failure to properly claim priority is known.

Please charge \$1370.00 for the fee set forth under 37 C.F.R. § 1.17(t) for the petition and charge \$100.00 for the fee set forth under 37 C.F.R. § 1.20(a) for the certificate of correction to Deposit Account **50-1078**. Please charge any deficiencies in connection with this communication, or credit any overpayment, to Deposit Account **50-1078**.

Respectfully submitted,

Counsel for Agilent Technologies, Inc.

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Loveland, Colorado 80537-0599  
Customer No. 022878

# UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO. : 6,433,780

DATED : August 13, 2002

INVENTOR(S) : Gary B. GORDON; Derek L. KNEE; Rajeev BADYAL; Jason T. HARTLOVE

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

## On the Title Page:

In the Related U.S. Application Data, after "Pat. No. 6,281,882" insert:  
 --which is a continuation-in-part of application No. 08/540,355 filed on October 6, 1995,  
 now Patent No. 5,786,804.--

## In the Specification:

Column 1: After line 3, insert:

--Related Applications

This application is a continuation of application No. 09/052,046, filed on March 30, 1998,  
 now Patent No. 6,281,882 issued on August 28, 2001, which is a continuation-in-part of  
 application No. 08/540,355, filed on October 6, 1995, now Patent No. 5,786,804,  
 issued on July 28, 1998.--

## MAILING ADDRESS OF SENDER:

**Customer No. 022878**  
**Agilent Technologies, Inc.**  
**Intellectual Property Administration**  
**Legal Department, M/S DL429**  
**P. O. Box 7599**  
**Loveland, CO 80537-0599**

PATENT NO.

**6,433,780**

No. of additional copies **1**



This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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